Schwegman ■ Lundberg ■ Woessner ■ Kluth

22-37-01

## **United States Patent Application**

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for whic a patent is sought on the invention entitled: **SODIUM CHANNEL MODULATORS**.

The specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, includin the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known be material to patentability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. §1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) f patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

No such claim for priority is being made at this time.

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number 60/229,572

Filing Date
August 31, 2000

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

No such claim for priority is being made at this time.

Attorney Docket No.: 1343.008US1

Serial No. not assigned Filing Date: not assigned

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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istanda I, Imontry E. Reg. No. 39,610 Harris, Robert J. Reg. No. 37,346 Parker, J. Kevin Reg. No. 32,436 Hill, Stanley E. Hill, Stanley E. Hill, Stanley E. Reg. No. 37,467 Perfox, Monique M. Reg. No. 42,94 Black, Dwid W. Reg. No. 32,431 Jackson Hurbsch, Katharine A. Reg. No. 47,670 Peterson, David C. Reg. No. 42,94 Black, Dwid W. Reg. No. 27,857 Jurkovich, Patria A. Reg. No. 47,670 Peterson, David C. Reg. No. 42,95 Perman, Leonicale M. Reg. No. 27,857 Jurkovich, Patria A. Reg. No. 47,670 Peterson, David C. Reg. No. 43,95 Proux, William F. Reg. No. 31,975 Reg. No. 40,992 Klubu, Daniel J. Reg. No. 43,95 Schuman, Scherry W. Reg. No. 35,975 Revinant, Leonicale M. Reg. No. 35,975 Klime-Silberg, Catherine L. Reg. No. 32,146 Schwengam, Michael G. Reg. No. 34,671 Lew/Sinch, Daniel J. Reg. No. 40,679 Lew Reg. No. 40,679 Reg. No. 44,639 Maki, Peter C. Reg. No. 44,639 Maki, Peter C. Reg. No. 44,804 Terry, Kathleen R. Reg. No. 42,679 Make, Eduardo E. Reg. No. 39,665 Mates, Robert E. Reg. No. 39,676 Mates, Robert E. Reg. No. 35,671 Tong, Viet V. Reg. No. 45,670 Reg. No. 45,470 Reg. No. 44,472 Schwengam, Lundberg, Woessner & Kluth, P.A. at the address indicated below: Process Bradey A. Reg. No. 30,513 Name, Control Reg. No. 30,513 Name, Control Reg. No. 30,514 Nama, Kash Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,470 Reg. No. 44,55 Reg.	isimuch, Timothy E. Reg. No. 39,610 Harris, Robert J. Reg. No. 37,348 Perdok, Monique M. Reg. Rob. 32,814 Ferdok, Monique M. Reg. No. 42,831 Jackson Huebsch, Katharine A. Reg. No. 47,679 Peterson, David C. Reg. No. 42,831 Jackson Huebsch, Katharine A. Reg. No. 47,679 Peterson, David C. Reg. No. 48,413 Perdok, Monique M. Reg. Robert, David C. Reg. No. 48,413 Perdok, Monique M. Reg. No. 15,632 Kaiis, Janal M. Reg. No. 30,7650 Saxon, Roberta Reg. Remann, Loomice M. Reg. No. 50,5075 Kilma-Silbre, Catherine I. Reg. No. 40,925 Kluth, Daniel J. Reg. No. 41,16 Sevenyam, Micheal L. Reg. Radvick, Robin A. Reg. No. 54,075 Kluth, Daniel J. Reg. No. 41,16 Sevenyam, Micheal L. Reg. Reg. No. 41,16 Sevenyam, Micheal L. Reg. Reg. No. 40,925 Kluth, Daniel J. Reg. No. 41,16 Sevenyam, Micheal C. Reg. Itak, Barbara J. Reg. No. 40,622 Landberg, Steven W. Reg. No. 36,198 Smith, Michael G. Reg. Palak, Barbara J. Reg. No. 40,622 Landberg, Steven W. Reg. No. 30,568 Smith, Michael G. Reg. Polate, Joyce Reg. No. 44,622 Landberg, Steven W. Reg. No. 30,568 Seffity, Charles E. Reg. No. 40,594 Makir, Peter C. Reg. No. 42,822 Storfalt, Leff T. Reg. Palak, Barbara J. Reg. No. 40,594 Makir, Peter L. Reg. No. 42,823 Storfalt, Leff T. Reg. Palak, Barbara J. Reg. No. 30,565 Mates, Robert E. Reg. No. 42,825 Storfalt, Leff T. Reg. Rodredshacher, Paul J. Reg. No. 30,564 Mates, Robert E. Reg. No. 30,574 Voget, Peter J. Reg. Romann, Peter L. Reg. No. 42,825 Storfalt, Leff T. Reg. Romann, Peter L. Reg. No. 42,825 Storfalt, Leff T. Reg. Romann, Peter L. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. No. 42,825 Wishins, Ams. Reg. Romann, Peter J. Reg. Romann, Pe			Gortych, Joseph E.			Reg. No. 25,539
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hadwick Robin A. Reg. No. 36,477 Lacy, Rodney L. Reg. No. 41,136 Scott, John C. Reg. No. 38,107 Lemaire, Charles A. Reg. No. 36,198 Smith, Michael G. Reg. No. 45,3 lise, Timothy B. Reg. No. 40,957 LeMoine, Dana B. Reg. No. 40,062 Speicr, Gary J. Reg. No. 45,4 oben, Joyce Reg. No. 40,622 Lundberg, Steven W. Reg. No. 30,568 Steffey, Charles E. Reg. No. 43,4 l. John M. Reg. No. 44,622 Lundberg, Steven W. Reg. No. 30,568 Steffey, Charles E. Reg. No. 45,4 https://doi.org/10.1016/j.nlm.nlm.nlm.nlm.nlm.nlm.nlm.nlm.nlm.nlm	hadvick, Robin A. Reg. No. 36,477 Laey, Rodney L. Reg. No. 41,136 Scott, John C. Reg. Itakk, Barbara J. Reg. No. 38,107 Lemaire, Charles A. Reg. No. 36,198 Smith, Michael G. Reg. Ros. 18,107 Lemaire, Charles A. Reg. No. 36,198 Smith, Michael G. Reg. Ros. 19, 109 LeMoline, Dana B. Reg. No. 40,062 Speier, Gary J. Reg. Ohen, Joyce Reg. No. 40,639 Maki, Peter C. Reg. No. 40,662 Speier, Gary J. Reg. Adal, John M. Reg. No. 44,639 Maki, Peter L. Reg. No. 24,832 Strotta, Leit T. Reg. Rake, Eduardo E. Reg. No. 39,656 Mates, Robert E. Reg. No. 59,656 Mates, Robert E. Reg. No. 59,656 Mates, Robert E. Reg. No. 59,656 Mates, Robert E. Reg. No. 59,5271 Tong, Viet V. Reg. Ordenbacher, Paul J. Reg. No. 34,2546 McCrackin, Ann M. Reg. No. 42,838 Viksnins, Ann S. Reg. Ordenbacher, Paul J. Reg. No. 30,3137 Moore, Charles L., Jr. Reg. No. 30,3742 Vogel, Peter J. Reg. Rombie, Owen J. Reg. No. 30,313 Moore, Charles L., Jr. Reg. No. 33,3742 Vogel, Peter J. Reg. Rambie, Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. I I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne time forganization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after 10 be herepresented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby bavid E. Boone to revoke or add named attorneys at his discretion.  Polese direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated beld and the properties of the pro					Schwegman, Micheal L.	Reg. No. 25,816
Lark, Barbara J.  Reg. No. 43,917  Lemaire, Charles A.  Reg. No. 36,198  Smith, Michael G.  Reg. No. 45,34  chen, Joyce  Reg. No. 44,622  Lundberg, Steven W.  Reg. No. 30,568  Steffey, Charles E.  Reg. No. 44,639  Maki, Peter C  Reg. No. 42,832  Stordal, Leif T.  Reg. No. 49,544  Mater, Peter L.  Reg. No. 42,832  Stordal, Leif T.  Reg. No. 49,544  Terry, Kathleen R.  Reg. No. 30,568  Reg. No. 42,832  Stordal, Leif T.  Reg. No. 45,944  Terry, Kathleen R.  Reg. No. 35,271  Tong, Vet V.  Reg. No. 45,944  Mater, Peter L.  Reg. No. 35,271  Tong, Vet V.  Reg. No. 45,947  Ners, Bradley A.  Reg. No. 30,317  Moore, Charles L. Jr.  Reg. No. 32,742  Vogel, Peter J  Reg. No. 37,77  Reg. No. 30,317  Nama, Kash  Reg. No. 31,742  Vogel, Peter J  Reg. No. 30,44  Reg. No. 34,44  Reg. No.	Lard, Barbara J.  Reg. No. 38,107  Lemaire, Charles A.  Reg. No. 36,198  Smith, Michael G.  Reg. Rob. 40,967  LeMoine, Dana B.  Reg. No. 40,962  Speier, Gary J.  Reg. Rob. 44,622  Landberg, Steven W.  Reg. No. 30,568  Steffey, Charles E.  Reg. Rob. 44,639  Maki, Peter C.  Reg. No. 42,832  Stordal, Leif T.  Reg. Rob. 42,832  Stordal, Leif T.  Reg. Rob. 48,894  Terry, Kathleen R.  Reg. Rob. 48,894  Terry, Kathleen R.  Reg. Rob. 30,568  Steffey, Charles E.  Reg. Rob. 42,832  Stordal, Leif T.  Reg. No. 30,568  Steffey, Charles E.  Reg. Rob. 42,832  Stordal, Leif T.  Reg. Rob. 42,832  Stordal, Leif T.  Reg. No. 30,568  Marcs, Robert E.  Reg. No. 42,832  Nordenbacher, Paul J.  Reg. No. 42,846  McCrackun, Ann M.  Reg. No. 42,858  Viksnins, Ann S.  Reg. Rob. 30,817  Moore, Charles L., Jr.  Reg. No. 33,742  Vogel, Peter J.  Reg. Rob. 36,143  Nama, Kash  Reg. No. 44,255  Woessner, Warren D.  Reg. No. 44,255  Woessner, Warren D.  Reg. No. 44,265  I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne irm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after to be frepresented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby bavide.  Boone to revoke or add named attorneys at his discretion.  Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belegeness of the proposal						Reg. No. 38,613
ties, Timothy B. Reg. No. 44,0957 LeMoine, Dana B. Reg. No. 40,002 Speier, Gary J. Reg. No. 45,006n, Joyce Reg. No. 44,632 Landberg, Steven W. Reg. No. 30,568 Steffey, Charles E. Reg. No. 25,12 ahl, John M. Reg. No. 44,639 Maki, Peter C Reg. No. 42,832 Stordal, Leif T. Reg. No. 40,504 Malen, Peter L. Reg. No. 44,894 Terry, Kathleen R. Reg. No. 31,655 Meters, Robert E. Reg. No. 30,565 Steffey, Charles E. Reg. No. 40,504 Malen, Peter L. Reg. No. 42,832 Stordal, Leif T. Reg. No. 31,81 Cordenbacher, Paul J. Reg. No. 32,645 Metrack, Robert E. Reg. No. 35,271 Tong, Viet V. Reg. No. 31,81 Cordenbacher, Paul J. Reg. No. 42,546 McCrackin, Ann M. Reg. No. 42,858 Viksnits, Ann S. Reg. No. 31,3742 Voyel, Peter J. Reg. No. 31,3743 Moore, Charles L., Jr. Reg. No. 33,3742 Voyel, Peter J. Reg. No. 30,4 among Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 among Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 among Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 among Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 among Owen J. Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/  Thereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/  Thereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/  Thereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/  Thereby authorize the unless valually ill instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby authorize the person of the United States indicated below:  P.O. Box 2938, Minneapolis, MN 55402  Telephone No. (612)373-6900  Thereby declare that all statements made herein of my own k	Itse, Timothy B. Reg No. 40,957 LeMoline, Dana B. Reg No. 40,062 Speier, Gary J. Gebath, Joyce Reg No. 44,622 Lundberg, Steven W. Reg No. 30,568 Steffey, Charles E. Reg shall, John M. Reg No. 44,639 Maki, Peter C. Reg No. 42,832 Stordal, Leif T. Reg rake, Eduardo E. Reg, No. 40,594 Malen, Peter L. Reg, No. 42,832 Stordal, Leif T. Reg rake, Eduardo E. Reg, No. 40,594 Malen, Peter L. Reg, No. 42,832 Tong, Viet V. Reg ordenbacher, Paul J. Green, A. 2,546 McCrackin, Ann M. Reg No. 35,271 Tong, Viet V. Reg ordenbacher, Paul J. Reg, No. 30,837 Moore, Charles L., Jr. Reg, No. 33,742 Vogel, Peter J. Reg amond Oven J. Reg, No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg amond Oven J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg be beirrepresented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby bavid E. Boone to revoke or add named attorneys at his discretion.  Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belong the part of the person	*					Reg. No. 45,368
Cohen, Joyce Reg, No. 44,622 Lundberg, Steven W. Reg No. 30,568 Steffey, Charles E. Reg. No. 25,21 ahl, John M. Reg No. 44,639 Maki, Peter C Reg. No. 42,832 Stordal, Leif T. Reg. No. 46,639 Maki, Peter L. Reg. No. 42,832 Stordal, Leif T. Reg. No. 42,632 Stordal, Leif T. Reg. No. 42,632 Stordal, Leif T. Reg. No. 42,634 Mates, Robert E. Reg. No. 35,271 Tong, Viet V. Reg. No. 31,8 mbretson, Janet E. Reg. No. 49,546 McCarackin, Ann M. Reg. No. 42,858 Vissnis, Ann S. Reg. No. 37,000 Archebacher, Paul J. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J. Reg. No. 30,413 Nama, Rash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,413 Nama, Rash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 30,44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 Moore, Charles L., Jr. Reg. No. 44,255 Woessner Woessner Weet and Large P. No. 44,255 Woessner	cohen, Joyce Reg. No. 44,622 Lundberg, Steven W. Reg. No. 42,632 Starli, John M. Reg. No. 44,639 Maki, Peter C. Reg. No. 42,832 Stordal, Leif T. Reg. Rahl, John M. Reg. No. 49,639 Maki, Peter L. Reg. No. 42,832 Stordal, Leif T. Reg. Robretson, Janet E. Reg. No. 49,94 Malen, Peter L. Reg. No. 42,832 Stordal, Leif T. Reg. Robretson, Janet E. Reg. No. 39,665 Mates, Robert E. Reg. No. 32,71 Tong, Viet V. Reg. No. 42,874 Morcheabacher, Paul J. Reg. No. 42,874 Morcheabacher, Paul J. Reg. No. 42,878 Morcheabacher, Paul J. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 42,874  I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne immorganization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after to be be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby on the represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belong the represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belong the represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belong the represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belong the represented that all statements made herein of my own knowledge are true and that all statements made on information and are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such variation and the representation of the application or any patent issued thereon.  Pull Name of joint inventor number 1: Jason P. Chinn  United States of America  Post Office Address: Say University Avenue	,					Reg. No. 45,458
Path, John M. Reg. No. 44,639 Maki, Peter C. Reg. No. 42,832 Stordal, Leif T. Reg. No. 46,284 Malen, Peter L. Reg. No. 44,894 Terry, Kathleen R. Reg. No. 49,594 Malen, Peter L. Reg. No. 48,284 Terry, Kathleen R. Reg. No. 39,665 Mates, Robert E. Reg. No. 35,271 Tong, Viet V. Reg. No. 45,4 ordenbacher, Paul J. Reg. No. 42,346 McCrackin, Ann M. Reg. No. 43,878 Vikinins, Ann S. Reg. No. 37,7 ordenbacher, Paul J. Reg. No. 42,346 McCrackin, Ann M. Reg. No. 43,878 Vikinins, Ann S. Reg. No. 37,7 mores, Bradley A. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,782 Vogel, Peter J. Reg. No. 43,4 announced over J. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 announced over J. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 announced over J. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 announced over J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced over J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced over J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 30,4 announced J. Reg. No. 44,255 Woessner Warren D. Reg. No. 44,255 Woessner Warren D. Reg. No. 44,256 White J. Reg. No. 44,256 White J. Reg. No. 44,256	malt, John M. Reg. No. 44,639 Make, Peter C. Reg. No. 42,832 Stordal, Leif T. Reg. rake, Eduardo E. Reg. No. 40,594 Malen, Peter L. Reg. No. 44,894 Terry, Kathleen R. Reg. make, Eduardo E. Reg. No. 39,965 Mates, Robert E. Reg. No. 35,271 Tong, Viet V. Reg. ordenbacher, Paul J. Reg. No. 42,546 McCrackin, Ann M. Reg. No. 42,884 Viksnins, Ann S. Reg. Romes, John M. Reg. No. 42,546 McCrackin, Ann M. Reg. No. 33,742 Vogel, Peter J. Reg. Ramon, Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. Martin Doven J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. Martin Doven J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Anna Martin D. Reg. No. 44,255 Woessner, Warren D. Reg. No. 44,255 Woessner, Warren D. Anna Martin D. Reg. No. 44,255 Woessner, Warren D. Re	· ·					Reg. No. 25,179
Thereby declare that all statements made herein of my own knowledge are true and that all statements and the like statements made per imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful fatatements may jeopardize the validity of the application or any patent issued thereon.  Full Name of joint inventor number 2:  Jason P. Chinn  Equil Name of joint inventor number 2:  Seok-Ki Choi  Reg No. 40,504 Males, Reg. No. 44,545 Mates, Robert E. Reg. No. 44,255 Wiksnins, Ann S. Reg. No. 37,7 Reg. No. 32,742 Vogel, Peter J. Reg. No. 41,3 Reg. No. 36,143 Nama, Kash  Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 41,3 Reg. No. 41,3 Reg. No. 44,255 Woessner, Warren D. Reg. No. 41,3 Reg. No. 42,514 Vogel, Peter J. Reg. No. 41,3 Reg. No. 41	make Eduardo E. Reg. No. 40,594 Malen, Peter L. Reg. No. 44,894 Terry, Kathleen R. Reg mortenson, Janet E. Reg. No. 39,665 Mates, Robert E. Reg. No. 35,271 Tong, Viet V. Reg ordenbacher, Paul J. Reg. No. 42,546 McCrackin, Ann M. Reg. No. 42,858 Viksnins, Ann S. Reg orrest, Eradley A. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J. Reg. Randin', Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 44,255 Woess				,		Reg. No. 46,251
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ordenbecher, Paul J. Reg. No. 42,546 McCracka, Ann M. Reg. No. 24,858 Viksnins, Ann S. Reg. No. 37,70 orrest, bradley A. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J. Reg. No. 41,255 Woessner, Warren D. Reg. No. 30,43 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg. No. 44,255 Woessner, Warren D. Reg. No. 30,44 Nama, Kash Reg. No. 44,255 Woessner, Warren D. Reg.	ordenbacher, Paul J. Reg. No. 42,546 McCrackii, Ann M. Reg. No. 42,858 Viksnins, Ann S. Reg. orrest, bradley A. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J. Reg. Romon, Owen J. Reg. No. 36,143 Nama, Kash. Reg. No. 44,255 Woessner, Warren D. Reg. No. 36,143 Nama, Kash. Reg. No. 44,255 Woessner, Warren D. Reg. No. 44,255 Woessne	•		The state of the s		• •	Reg. No. 45,416
orrest, Bradley A. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J Reg. No. 41,3 Ramon, Owen J. Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D Reg. No. 30,4 Thereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/irmvirganization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disciple to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby authorize authorize Boone to revoke or add named attorneys at his discretion.  Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below: P.O. Box 2938, Minneapolis, MN 55402 Telephone No. (612)373-6900  Thereby declare that all statements made herein of my own knowledge are true and that all statements made on information and statements may jeopardize the validity of the application or any patent issued thereon.  Pull Name of joint inventor number 1: Jason P. Chinn United States of America Post Office Address:  Jason P. Chinn  Date:  Jason P. Chinn  Date:  Jason P. Chinn  Reg. No. 44,255 Woessner, Warren D Reg. No. 44,255 W	Orrest, Bradley A. Reg. No. 30,837 Moore, Charles L., Jr. Reg. No. 33,742 Vogel, Peter J Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D Reg. No. 36,143 Nama, Kash Reg. No. 44,255 Woessner, Warren D Reg. No. 44,255 Woessner, Warren D Reg. Thereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne irrm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after to be berepresented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby avid E. Boone to revoke or add named attorneys at his discretion.  Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belonged to the contrary. Additionally, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on informate believed to be true; and further that these statements were made with the knowledge that willful false statements and the true and that all statements made on informate true and that all statements and the statements may jeopardize the validity of the application or any patent issued thereon.  Full Name of joint inventor number 1: Jason P. Chinn United States of America A74 Pipestone Circle Petaluma, CA 94954  Signature: Date:  Jason P. Chinn  Will Name of joint inventor number 2: Seok-Ki Choi Citizenship: Republic of Korea Residence: Pala Alto, CA Residence: Pala Alto, CA						Reg. No. 37,748
I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/irm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full discipation before presented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby authorize a direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below:  P.O. Box 2938, Minneapolis, MN 55402  Telephone No. (612)373-6900  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and large punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful fatatements may jeopardize the validity of the application or any patent issued thereon.  Full Name of joint inventor number 1:  Jason P. Chinn  United States of America Post Office Address:  Jason P. Chinn  Date:  Jason P. Chinn  Pall Name of joint inventor number 2:  Seok-Ki Choi Citizenship:  Republic of Korea  Residence: Pala Alto, CA	I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne irm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after in befrepresented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby havid E. Boone to revoke or add named attorneys at his discretion.  Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated belong the property of the propert						Reg. No. 41,363
I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/irm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disc observers before a directly and the contrary. Additionally, I hereby authorize havide. Boone to revoke or add named attorneys at his discretion.  P.O. Box 2938, Minneapolis, MN 55402  Telephone No. (612)373-6900  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.  Full Name of joint inventor number 1: Jason P. Chinn  Citizenship: United States of America  Post Office Address: 474 Pipestone Circle  Petaluma, CA 94954  Signature: Date:  Jason P. Chinn  Citizenship: Republic of Korea  Residence: Pala Alto, CA	I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne irm/organization/who/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after to be be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby bavid E. Boone to revoke or add named attorneys at his discretion.  P.O. Box 2938, Minneapolis, MN 55402  Telephone No. (612)373-6900  Thereby declare that all statements made herein of my own knowledge are true and that all statements made on informatelief are believed to be true; and further that these statements were made with the knowledge that willful false statements and that are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such variatements may jeopardize the validity of the application or any patent issued thereon.  Full Name of joint inventor number 1:   Jason P. Chinn  Citizenship:   United States of America  Ar4 Pipestone Circle  Petaluma, CA 94954  Signature:  Jason P. Chinn  Cull Name of joint inventor number 2:  Seok-Ki Choi  Citizenship:  Republic of Korea  Residence: Pala Alto, CA  Residence: Pala Alto, CA		÷				Reg. No. 30,440
I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/ rmorganization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disc beferpersented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby authorize avaide. Boone to revoke or add named attorneys at his discretion.  lease direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below: P.O. Box 2938, Minneapolis, MN 55402 Telephone No. (612)373-6900  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and ellefure believed to be true; and further that these statements were made with the knowledge that willful false statements and the like statements may jeopardize the validity of the application or any patent issued thereon.  The provided states of the contract of the	I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorne rm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary. Additionally, I hereby david E. Boone to revoke or add named attorneys at his discretion.  **Lease direct all correspondence in this case to **Schwegman**, Lundberg**, Woessner & Kluth, P.A. at the address indicated belonged to be true; and further that these statements made on information to be true; and further that these statements were made with the knowledge that willful false statements and the true and that all statements made on information and are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such was tatements may jeopardize the validity of the application or any patent issued thereon.  **Tull Name of joint inventor number 1: **Jason P. Chinn** **Dunited States of America** **Ar4 Pipestone Circle** **Petaluma**, CA** **Post Office Address: **Jason P. Chinn** **Dunited States of Schwerica** **Jason P. Chinn** **Jason	among owen s.	166.110.20,113	2 14411443 1244441		, , , , , , , , , , , , , , , , , , , ,	,
Full Name of joint inventor number 1: Jason P. Chinn Citizenship: United States of America Post Office Address: 474 Pipestone Circle Petaluma, CA 94954  Signature: Date:  Jason P. Chinn  Full Name of joint inventor number 2: Seok-Ki Choi Citizenship: Republic of Korea  Residence: Petaluma, CA  Residence: Pala Alto, CA	Full Name of joint inventor number 1: Jason P. Chinn Citizenship: United States of America Post Office Address: 474 Pipestone Circle Petaluma, CA 94954  Signature: Date:  Jason P. Chinn  Full Name of joint inventor number 2: Seok-Ki Choi Citizenship: Republic of Korea Post Office Address: 839 University Avenue  Residence: Petaluma, CA Residence: Pala Alto, CA Residence: Pala Alto, CA Residence: Pala Alto, CA	The state of the s		The state of the s	•		
Signature:	Signature:	I hereby declar belief are believed to be nade are punishable by	e true; and further that y fine or imprisonmen	made herein of my own know t these statements were made t, or both, under Section 1001	ledge are true and with the knowledge of Title 18 of the	ge that willful false statemen	nts and the like so
Jason P. Chinn  Full Name of joint inventor number 2: Seok-Ki Choi  Citizenship: Republic of Korea Residence: Pala Alto, CA	Jason P. Chinn  Full Name of joint inventor number 2: Seok-Ki Choi  Citizenship: Republic of Korea Residence: Pala Alto, CA  Post Office Address: 839 University Avenue	I hereby declar to be the property of the prop	te true; and further that y fine or imprisonment dize the validity of the entor number 1:  United St 474 Pipes	Telephone No. (61 made herein of my own know t these statements were made t, or both, under Section 1001 application or any patent issu [ason P. Chinn tates of America tone Circle	rledge are true and with the knowledge of Title 18 of the used thereon.	ge that willful false statemer United States Code and that	nts and the like so
Citizenship: Republic of Korea Residence: Pala Alto, CA	Citizenship: Republic of Korea Residence: Pala Alto, CA Post Office Address: 839 University Avenue	I hereby declar believed to be made are punishable by tatements may jeopard Full Name of joint involutionship:	te true; and further that y fine or imprisonment dize the validity of the entor number 1:  United St 474 Pipes	Telephone No. (61 made herein of my own know t these statements were made t, or both, under Section 1001 application or any patent issu [ason P. Chinn tates of America tone Circle	rledge are true and with the knowledge of Title 18 of the ued thereon.  Residence: Petal	ge that willful false statemer United States Code and that	nts and the like so
Post Office Address: 839 University Avenue	Pala Alto, CA 94301	I hereby declar believed to be made are punishable by tatements may jeopard Full Name of joint involutizenship:	e true; and further that y fine or imprisonment dize the validity of the entor number 1:  United St 474 Pipes Petaluma	Telephone No. (61 made herein of my own know t these statements were made t, or both, under Section 1001 application or any patent issu [ason P. Chinn tates of America tone Circle	rledge are true and with the knowledge of Title 18 of the ued thereon.  Residence: Petal	ge that willful false statemer United States Code and that	nts and the like so
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Vignature: Date:	Seok-Ki Choi	I hereby declar believed to be hade are punishable by tatements may jeopard bull Name of joint investigations. Post Office Address:  Signature:  Full Name of joint investigations in the control of joint investigations in the control of joint investigations. Post Office Address:	e true; and further that y fine or imprisonment dize the validity of the entor number 1:  United St. 474 Pipes Petaluma.  Jason P. Chinn  entor number 2:  Republic 839 Univ	Telephone No. (61 made herein of my own know t these statements were made t, or both, under Section 1001 application or any patent issu  Iason P. Chinn tates of America tone Circle CA 94954  Seok-Ki Choi of Korea ersity Avenue	ledge are true and with the knowledge of Title 18 of the ued thereon.  Residence: Petal  Date:  Residence: Pala	ge that willful false statemer United States Code and the United States Cod	nts and the like so

 $\underline{X}$  Additional inventors are being named on separately numbered sheets, attached hereto.

Attorney Docket No.: 1343.008US1

Serial No. not assigned Filing Date: not assigned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint invent Citizenship: Post Office Address:	or number 3: Paul R. Fatheree United States of America 921 Minnesota Street San Francisco, CA 94107	Residence: San Francisco, CA	
Signature:	Paul R. Fatheree	Date:	
Full Name of joint invent Citizenship: Post Office Address:	tor number 4: <u>Daniel Marquess</u> United Kingdom  2037 Touraine Lane  Half Moon Bay, CA 94019-1444	Residence: Half Moon Bay, CA	
Signature:	Daniel Marquess	Date:	
Full Name of joint inven Citizenship: Post Office Address:	tor number 5: S. Derek Turner United States of America 77 Paloma Avenue, Apt. 37 Pacifica, CA 94044	Residence: Pacifica, CA	
Signature:	S. Derek Turner	Date:	
Full Name of inventor: Citizenship: Post Office Address:		Residence:	
Signature:		Date:	

## § 1.56 Duty to disclose information material to patentability.

- A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent (a) examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancele or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancel or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. Th duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) a was violate

  (1) prior art cited

  (2) the closest information pending claim pat

  (b) Under this section, information and the application, and

  (1) It establishes, by it for the control of the closest information and the control of the closest information and the closest information 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
  - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
  - the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
  - Under this section, information is material to patentability when it is not cumulative to information already of record or being
    - (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
    - It refutes, or is inconsistent with, a position the applicant takes in:
      - (i) Opposing an argument of unpatentability relied on by the Office, or
      - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the prependerance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - Each inventor named in the application:
  - (2) Each attorney or agent who prepares or prosecutes the application; and
  - Every other person who is substantively involved in the preparation or prosecution of the application and who is associate with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, (d) agent, or inventor.